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LUCAS & MERCANTI, LLP

LUCAS & MERCANTI, LLP
475 PARK AVENUE SOUTH
15TH FLOOR
NEW YORK, NY 10016

Mail Date: 11/20/07
Application Number: 10/829142

NOTICE TO PAY BALANCE OF ISSUE FEE

The issue fee payment filed on 11/05/07 has been received. Although the fee paid in the Notice of Allowance was paid, new patent fees went into effect on September 30, 2007 after the mailing date of the Notice. See the Sections 801 and 803 of the Consolidated Appropriations Act, 2005 (H.R. 4818). As stated in Section 803 of the Act, "the provisions of this title shall take effect on the date of enactment of this Act. . . the provisions of section 801 shall apply to all patents, whenever granted, and to all patent applications pending on or filed after the effective date [September 30,2007]. Because the issue fee was paid on or after September 30, 2007, the new issue fee was due instead of the fee indicated in the Notice of Allowance.[1]

DOCKETED
By:

In accordance with 37 CFR 1.18, applicant is given a time period of **THREE (3) MONTHS** from the mailing date of this notice during which to pay the **BALANCE DUE** indicated below. The balance due is the difference between the issue fee required on the date that the correct issue fee is paid and the amount that was previously paid. This three-month time period may not be extended. If the balance due is not paid before the expiration of the three-month period, the application will become abandoned (if not issued) or the patent will lapse (if issued) at the termination of the three-month period.

App. Type	Column A Issue Fee Req. large entity / small entity		Column B Issue Fee PAID		Balance Due. Col. A minus Col. B
UTILITY or REISSUE	$1,440.00/ $720.00	$	1400.00	$	40.00
DESIGN	$820.00 / $410.00	$		$	
PLANT	$1,130.00 / $565.00	$		$	

Adjustment date: 11/30/2007 HDEMESS2
11/06/2007 HGEBRER2 00000012 10829142
02 FC:1506 -1400.00 OP

Krystal Paige
Office: 703-308-9250
Fax: 571-270-9937

A copy of this notice MUST be returned with payment.

CERTIFICATE OF MAILING

I hereby certify that this notice and the required additional fee are being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Printed Name: _____ Signature: _____

[1] Applicants should check the current fee schedule posted on the USPTO Internet web site http://www.uspto.gov/main/howtofees.htm before paying the balance due in order to ensure that the correct issue fee is paid. If applicable, fees may also be paid by EFS Web, Credit Card or Deposit Account.

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12/05/2007 HTEKRY 01 FC:1501

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PTO/SB/21 (11-97)
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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission: 4

Application Number	10/829,142
Filing Date	04/21/2004
First Named Inventor	Takano, Hiroaki
Art Unit	2622
Examiner Name	WHIPKEY, Jason
Attorney Docket Number	KON-1875

ENCLOSURES (Check all that apply)

- [x] Fee Transmittal Form
- [x] Fee Attached PTO-2038
- [ ] Amendment/Reply
  - [ ] After Final
  - [ ] Affidavits/declaration(s)
- [ ] Extension of Time Request
- [ ] Express Abandonment Request
- [ ] Information Disclosure Statement
- [ ] Certified Copy of Priority Document(s)
- [ ] Reply to Missing Parts/ Incomplete Application
  - [ ] Reply to Missing Parts under 37 CFR 1.52 or 1.53
- [ ] Drawing(s)
- [ ] Licensing-related Papers
- [ ] Petition
- [ ] Petition to Convert to a Provisional Application
- [ ] Power of Attorney, Revocation
- [ ] Change of Correspondence Address
- [ ] Terminal Disclaimer
- [ ] Request for Refund
- [ ] CD, Number of CD(s) _____
  - [ ] Landscape Table on CD
- [ ] After Allowance Communication to TC
- [ ] Appeal Communication to Board of Appeals and Interferences
- [ ] Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- [ ] Proprietary Information
- [ ] Status Letter
- [x] Other Enclosure(s) (please Identify below): NOTICE TO PAY BALANCE OF ISSUE FEE.

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	LUCAS & MERCANTI		
Signature	Donald C Lucas		
Printed name	DONALD C LUCAS		
Date	NOV 28 2007	Reg. No.	31 275

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	Donald C Lucas		
Typed or printed name	DONALD C LUCAS	Date	Nov 28 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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PTO/SB/17 (10-07)
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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2008

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT ($) 40.00

Complete if Known	
Application Number	10/829,142
Filing Date	04/21/2004
First Named Inventor	Takano, Hiroaki
Examiner Name	WHIPKEY, Jason
Art Unit	2622
Attorney Docket No.	FON-1875

METHOD OF PAYMENT (check all that apply)

☐ Check ☑ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):

☑ Deposit Account Deposit Account Number: 02-2275 Deposit Account Name: LUCAS & MERCANTI

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☑ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☑ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

	FILING FEES		SEARCH FEES		EXAMINATION FEES		
		Small Entity		Small Entity		Small Entity	
Application Type	Fee ($)	Fee ($)	Fee ($)	Fee ($)	Fee ($)	Fee ($)	Fees Paid ($)
Utility	310	155	510	255	210	105	
Design	210	105	100	50	130	65	
Plant	210	105	310	155	160	80	
Reissue	310	155	510	255	620	310	
Provisional	210	105	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee ($)	Small Entity Fee ($)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	210	105
Multiple dependent claims	370	185

Total Claims ____ - 20 or HP = ____ x ____ = ____ Extra Claims | Fee ($) | Fee Paid ($)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims ____ - 3 or HP = ____ x ____ = ____ Extra Claims | Fee ($) | Fee Paid ($)

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims: Fee ($) | Fee Paid ($)

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is $260 ($130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets ____ - 100 = ____ / 50 = ____ Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | Fee ($) | x ____ = Fee Paid ($) ____

4. OTHER FEE(S)

Non-English Specification, $130 fee (no small entity discount) Fees Paid ($)

Other (e.g., late filing surcharge): BALANCE DUE ON ISSUE FEE $40.00

SUBMITTED BY			
Signature	Donald C. Lucas	Registration No. (Attorney/Agent) 31275	Telephone 212 661 8000
Name (Print/Type)	DONALD C. LUCAS		Date Nov 28 2007

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
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